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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/565,150

01/19/2006

Pieter Willem Jedeloo

NL030882

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07/27/2010

NXP, B.V.

NXP INTELLECTUAL PROPERTY & LICENSING

M/S41-SJ

1109 MCKAY DRIVE

SAN JOSE, CA 95131

EXAMINER

HSIEH, PING Y

ART UNIT

PAPER NUMBER

2618

NOTIFICATION DATE

DELIVERY MODE

07/27/2010

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

ip.department.us@nxp.com

<p align="center">Advisory Action Before the Filing of an Appeal Brief</p>	<p>Application No. 10/565,150</p>	<p>Applicant(s) JEDELOO, PIETER WILLEM</p>	
	<p>Examiner PING Y. HSIEH</p>	<p>Art Unit 2618</p>	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 29 June 2010 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

1. ☒ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:

- a) ☐ The period for reply expires _____ months from the mailing date of the final rejection.
b) ☒ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.

Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

NOTICE OF APPEAL

2. ☐ The Notice of Appeal was filed on _____. A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).

AMENDMENTS

3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because
(a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below);
(b) ☐ They raise the issue of new matter (see NOTE below);
(c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
(d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.

NOTE: _____. (See 37 CFR 1.116 and 41.33(a)).

4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).
5. ☐ Applicant's reply has overcome the following rejection(s): _____.
6. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
7. ☒ For purposes of appeal, the proposed amendment(s): a) ☒ will not be entered, or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.
The status of the claim(s) is (or will be) as follows:
Claim(s) allowed: _____.
Claim(s) objected to: _____.
Claim(s) rejected: 1-3 and 5-16.
Claim(s) withdrawn from consideration: _____.

AFFIDAVIT OR OTHER EVIDENCE

8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).
9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).
10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.

REQUEST FOR RECONSIDERATION/OTHER

11. ☒ The request for reconsideration has been considered but does NOT place the application in condition for allowance because:
See Continuation Sheet.
12. ☐ Note the attached Information *Disclosure Statement*(s). (PTO/SB/08) Paper No(s). _____.
13. ☐ Other: _____.

/Lana N. Le/
Primary Examiner, Art Unit 2614

Continuation of 11. does NOT place the application in condition for allowance because:

In page 5 of the remarks, the applicant submits that claim 14 is amended to depend from claim 13. The examiner appreciates the amendment. The 112, second paragraph, rejection will be withdrawn when the amendment being entered, however, the amendment can not be entered because it raises new issue by changing the scope of the claim to further include the limitations of claim 13, which was not considered by the examiner before, and it would required further search and/or consideration.

In pages 5-10 of the remarks, the applicant argues that the combination of Kodim and Fukamachi does not teach a group of circuit components of the circuit arrangement implements a transmit filter stage with a band-pass passband; and a subset of the group of circuit components of the circuit arrangement implements a receive filter stage.

However, the examiner respectfully disagrees. The examiner interprets the group of circuit components including DIP and SW2 as shown in fig. 10 (Fukamachi), in order to have the transmission frequency of 1710 to 1785 MHz as disclosed in paragraph 98 (Fukamachi); and the subset of the group of circuit components of the circuit arrangement implements a receive filter stage would be the DIP as shown in fig. 10 (Fukamachi), since DIP is required for both transmit and receive filter stages. Therefore, the combination of Kodim and Fukamachi reads on the claimed invention.

In page 10 of the remarks, the applicant further argues that the DIP in Fukamachi functions as band-stop filtering elements, and therefore does not implement a high-pass passband.

However, the examiner respectfully disagrees. The DIP in Fukamachi branches the signals from the antenna in a band of 880 to 960 MHz for EGSM and in a band of 1710 to 2170 MHz for DCS as disclosed in paragraph 98 (Fukamachi). Therefore, the DIP has a low pass passband for EGSM and highpass passband for DCS. Since the claimed invention is directed to circuit components for DCS, the passband of DIP for DCS reads on the claimed highpass passband.

Therefore, based on the logical response to the arguments provided above , the examiner respectfully renders claims 1 and 5 unpatentable over the cited art. Applicant presents additional arguments which do not render the claims allowable after the prosecution on the merit is closed.